

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ABRAM RODRIGUEZ,)	Case No. 08cv433-H (BLM)
)	
Plaintiff,)	ORDER DENYING JOINT MOTION AND
)	CONVERTING EARLY NEUTRAL
v.)	EVALUATION CONFERENCE TO
)	TELEPHONIC CONFERENCE
INTERNATIONAL LONGSHORE AND)	
WAREHOUSE UNION LOCAL 29, et)	
al.,)	[Doc. No. 10]
)	
Defendants.)	
_____)	

On August 1, 2008, parties to the above matter filed a joint motion to continue the Early Neutral Evaluation ("ENE") set for August 11, 2008 at 9:30 a.m. Doc. No. 10. In support, the parties state that Plaintiff anticipates filing a first amended complaint, and that due to the uncertain nature of the parties' claims and defenses, settlement negotiations would not be fruitful at this time. Id. The parties also state that Plaintiff's counsel will not be available to appear in person at the ENE. Id.

The parties' motion to continue the ENE is **DENIED**. However, in light of the parties' statements, and given the status of the case, the Court finds it appropriate to convert the ENE to a

1 telephonic conference. Accordingly, the ENE currently scheduled for
2 August 11, 2008 at 9:30 a.m. shall be a telephonic, attorneys-only
3 conference. The Court will initiate the call. The parties are
4 reminded that they **are required to submit confidential ENE**
5 **statements**, as described in this Court's previous Order. Doc. No.
6 4.

7 **IT IS SO ORDERED.**

8
9 DATED: August 6, 2008

10 

11 BARBARA L. MAJOR
12 United States Magistrate Judge

13
14 COPY TO:

15 HON. MARILYN L. HUFF
16 U.S. DISTRICT JUDGE

17 ALL COUNSEL
18
19
20
21
22
23
24
25
26
27
28